Motion to pass.

The Hon'ble Sri T. MARIAPPA.—Sir, I move :

"That the Mysore Irrigation (Amendment) Bill, 1951, as reported by the Select Committee, be passed."

Mr. SPEAKER.—The question is :

"That the Mysore Irrigation (Amendment) Bill, 1951, as reported by the Select Committee, be passed."

The motion was adopted.

The Mysore Legislature (Prevention of Disqualification) Bill, 1951.

Motion to consider.

The Hon'ble Sri K. T. BHASHYAM (Minister for Law and Labour).—Sir, I move :

"That the Mysore Legislature (Prevention of Disqualification) (Amendment) Bill, 1951, be taken into consideration."

In making this motion, I wish to bring to the notice of this House the necessity for this Bill. Under the Industrial Disputes Act we had to appoint an industrial tribunal to decide matters of dispute between management and employees. Such a thing arose somewhere about June of this year and we had to appoint a tribunal. We appointed one and suggested casually that a retired High Court Judge and two Hon'ble Members of this House may be included as members of that tribunal. Afterwards it so happened that in view of the fact that some allowance has to be fixed for them, their office may be treated as an office of profit and therefore the question of disqualification on that ground might arise. So with a view to prevent such disqualification and in accordance with the power vested in this House under the Constitution we issued an ordinance to exempt these officers from the disqualification which might arise by reason of these officers carrying certain allowances. That was the ordinance which was passed in July 1951 and now that the Assembly is in session, we have brought it to the notice of the Hon'ble Members. I consider that the calling on an Hon'ble Member of this House to help the administration as a member of an industrial tribunal, is a compliment to this House and a matter of great advantage to the Government and the public and it should not end in any kind of disqualification either. We therefore considered that this disqualification should be removed. Therefore the ordinance was passed and it is now placed as a Bill before the Hon'ble Members of this House for their kind acceptance. If this Bill is passed, it will be an amendment to the previous one passed in the last session where we have two categories—one Parliamentary Secretary and the other Chairman, Member or Director of any Board or Committee appointed by the Government. Now the third class will be Members of any industrial tribunal. I therefore commend the Bill for the acceptance of the House and I move that this Bill be taken into consideration.

Mr. SPEAKER.—Motion moved :

"That the Mysore Legislature (Prevention of Disqualification) (Amendment) Bill, 1951, be taken into consideration."

ಶ್ರೀ ಬಿ. ಹುಚ್ಚೇಗೌಡರು (ತುಮಕೂರು ಜಿಲ್ಲೆ).—ಸ್ವಾಮಿ, ಈ ಬಿಲ್ಲಿನಲ್ಲಿ ಅಡಕವಾಗಿರುವ ಪಾರ್ಲಿಯಮೆಂಟರಿ ಸೆಕ್ರೆಟರಿಗಳ ವಿಚಾರ ಹಾಗಿರಲಿ; 3ನೆಯ ಸೆಕ್ಷನ್ನಿನಲ್ಲಿ ತಿಳಿಸಿರುವಂತೆ ಇಂಡಸ್ಟ್ರಿಯಲ್ ಟ್ರಿಬ್ಯುನಲ್‌ನ ಸದಸ್ಯರಿಗೆ ವಿನಾಯತಿ ಕೊಡತಕ್ಕದ್ದು ಸರಿಯಾದುದಲ್ಲ. ಇತರ ಸಂಸ್ಥೆಗಳಲ್ಲಿ ಸೇರಿರತಕ್ಕವರಿಗೆಲ್ಲಾ ಯಾವ ರೀತಿಯ ಅನರ್ಹತೆಗಳು ಅನ್ವಯವಾಗುತ್ತವೆಯೋ ಅವೆಲ್ಲವೂ ಇವರಿಗೂ ಅನ್ವಯವಾಗತಕ್ಕದು ನ್ಯಾಯವಾಗಿದೆ. ಈಗ ಕೆಲವು ಸಂಸ್ಥೆಗಳಲ್ಲಿ ಸದಸ್ಯರಾಗಲು ಪಟೇಲರು, ಶ್ಯಾನುಭೋಗರುಗಳು ಮತ್ತು ಇತರ ಅನೇಕ ಕಂಪೆನಿಗಳ ಜನಗಳಿಗೆ ಅವಕಾಶವಿಲ್ಲ. ಕಾರಣ, ಅವರುಗಳಿಗೆ ತಾವು ವಿಧಿಸಿರತಕ್ಕ ಅನರ್ಹತೆಗಳೇ ಆಗಿವೆ. ಅದೇರೀತಿ ಈ ಇಂಡಸ್ಟ್ರಿಯಲ್ ಟ್ರಿಬ್ಯುನಲ್‌ನಲ್ಲಿ ಸೇರತಕ್ಕ ಸದಸ್ಯರಿಗೆ ಅನೇಕ ವಿಚಾರಗಳಲ್ಲಿ ಮಹತ್ವದ ತೀರ್ಮಾನಗಳನ್ನು ಕೊಡುವಂಥ ಒಂದು ದೊಡ್ಡ ಅಧಿಕಾರ ಲಭಿಸುವ ಸಂದರ್ಭವಿದೆ. ಅವರಿಗೆ ಈರೀತಿಯ ಯಾವ ಒಂದು ಅನರ್ಹತೆಯೂ ಅನ್ವಯಿಸದಂತೆ ಇರುವುದರಿಂದ ನಾನು ಈ ಮಸೂದೆಯನ್ನು ವಿರೋಧಿಸುತ್ತೇನೆ.

Sri H. M. CHANNABASAPPA (Mysore District—General).—May I know the nature of the allowance that the Government propose to give, whether it is monthly or...

The Hon'ble Sri K.T. BHASHYAM.—No. The allowance will be in accordance with the number of days of sitting. Every day they sit they will be given some allowance with a maximum per month.

Sri H. M. CHANNABASAPPA.—What is the maximum ?

The Hon'ble Sri K. T. BHASHYAM.—We have not yet fixed it. We propose to fix it somewhere in the neighbourhood of Rs. 500 a month.

Sri K. R. SREEKANTESWAR.—Is it a daily allowance ?

The Hon'ble Sri K.T. BHASHYAM.—On the day on which they sit, they get an allowance, not every day.

Sri B. M. SHAMANNA GOWDA Retroceded Area—General).—What is that Rs. 500 ?

The Hon'ble Sri K.T. BHASHYAM.—That is the maximum allowance per month.

Mr. SPEAKER.—The question is :

"That the Mysore Legislature (Prevention of Disqualification) (Amendment) Bill, 1951, be taken into consideration."

The motion was adopted.

Mr. SPEAKER.—Clauses 2 and 3. The question is :

"That Clauses 2 and 3 stand part of the Bill."

The motion was adopted.

Clauses 2 and 3 were added to the Bill.

Mr. SPEAKER.—Clause 1. The question is :

"That Clause 1 stand part of the Bill."

The motion was adopted.

Clause 1 was added to the Bill.

Mr. SPEAKER.—Title and Preamble. The question is :

"That the Title and the Preamble stand part of the Bill."

The motion was adopted.

The Title and the Preamble were added to the Bill.

Motion to pass.

The Hon'ble Sri K. T. BHASHYAM.—Sir, I move :

"That the Mysore Legislature (Prevention of Disqualification) (Amendment) Bill, 1951, be passed."

Mr. SPEAKER.—The question is :

"That the Mysore Legislature (Prevention of Disqualification) (Amendment) Bill, 1951, be passed."

The motion was adopted.

The Mysore Legislature (Prohibition of Simultaneous Membership) Bill, 1951.

Motion to consider.

The Hon'ble Sri K. T. BHASHYAM (Minister for Law and Labour).—Sir, I move :

"That the Mysore Legislature (Prohibition of Simultaneous Membership) Bill, 1951, be taken into consideration."

This is a very simple measure. According to the Constitution, no person can be a member of both Houses of Legislature and therefore, if he happens to be a member of the Assembly and standing for election is elected to the Legislative Council, he will have to vacate his seat here, or being a member of the Council, if he happens to stand for election and be elected to the Assembly, he must vacate his seat in the Council. This Bill implements the provisions of the Article in the Constitution and I therefore see no difficulty in the Hon'ble Members accepting this Bill.

Mr. SPEAKER.—The question is :

"That the Mysore Legislature (Prohibition of Simultaneous Membership) Bill, 1951, be taken into consideration."

The motion was adopted.

Mr. SPEAKER.—Clauses 2 to 4, both inclusive. The question is :

"That Clauses 2 to 4, both inclusive, stand part of the Bill."

The motion was adopted.

Clauses 2 to 4, both inclusive, were added to the Bill.

Mr. SPEAKER.—Clause 1. The question is :

"That Clause 1 stand part of the Bill."

The motion was adopted.

Clause 1 was added to the Bill.

Mr. SPEAKER.—Title and Preamble. The question is :

"That the Title and the Preamble stand part of the Bill."